

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ALFONSO VILLALOBOS,

Case No.: 2:19-cv-01229-APG-BNW

Plaintiff

Order Accepting Report and Recommendation and Dismissing Case

V.

D SWENZL, et al.,

Defendants

[ECF No. 6]

On December 2, 2019, Magistrate Judge Weksler recommended that I dismiss this case because plaintiff Alfonso Villalobos has not updated his address. ECF No. 6. Villalobos did not object to the report and recommendation. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to “make a de novo determination of those portions of the report or specified proposed findings to which objection is made”); *United States v. Baca-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) (“the district judge must review the magistrate judge’s findings and recommendations de novo *if objection is made*, but not otherwise” (emphasis in original)). Also, Judge Weksler’s report and recommendation was never served in the mail.

I THEREFORE ORDER that Magistrate Judge Weksler's report and recommendation No. 6) is accepted and plaintiff Alfonso Villalobos's complaint (ECF No. 1-1) is DISSED without prejudice. The clerk of court is instructed to close this case.

DATED this 18th day of December, 2019.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE